

JOSEPH ALLEN,  
Petitioner,  
v.  
MICHAEL BOWERSOX,  
Respondent.

This matter is before the Court on state prisoner Joseph Allen’s action pursuant to 28 U.S.C. § 2254. This case was referred to United States Magistrate Judge Mary Ann L. Medler for report and recommendation on all dispositive matters and for final disposition on all non-dispositive matters, pursuant to 28 U.S.C. § 636(b).

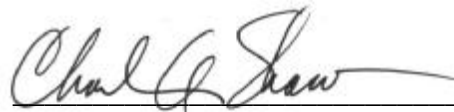
After careful review of the record, the Court concurs in the recommendation of the Magistrate Judge.

**IT IS HEREBY ORDERED** that the Report and Recommendation of United States Magistrate Judge is **sustained, adopted** and **incorporated** herein. [Doc. 10]

**IT IS FURTHER ORDERED** that Joseph Allen's Petition for Writ of Habeas Corpus pursuant to Title 28 U.S.C. § 2254 is **DENIED**. [Doc. 1]

**IT IS FURTHER ORDERED** that this matter is **DISMISSED**, with no further action to take place herein.

An appropriate judgment will accompany this order.

  
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**CHARLES A. SHAW**  
**UNITED STATES DISTRICT JUDGE**

Dated this 22nd day of April, 2009.